

Auto-Reply Facsimile Transmission



TO:

Fax Sender at 4084749081

Fax Information

Date Received:

3/30/2004 8:47:20 PM [Eastern Standard Time]

Total Pages:

4 (including cover pag

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

NLV

Received
Cover
Page

=====>

03/30/2004 08:40 FAX 4084749081

03/31

FACSIMILE TRANSMISSION TO
THE UNITED STATES PATENT AND TRADEMARK OFFICE

DATE: 3/30/2004

RE: Serial No.: 09/640,729

Docket No.: 099107

TO: Examiner: A. Horvath

Art Unit: 2181

Fax Number: (703) 872-9306

FROM: Michael E. Schmitt, Reg. No. 36,921

Telephone: (408) 474-9066

TRANSMISSION INCLUDES: 4 Pages (including cover sheet)

Request for Continued Examination (RCE) Transmission

Request for Reconstruction of Lost File, Petition to Reissue - 2 pages



PHILIPS ELECTRONICS NORTH AMERICA CORPORATION
Intellectual Property & Standards
1109 McKay Drive MS-4157
San Jose, California 95131
Fax Number: (408) 474-9082

FACSIMILE TRANSMISSION TO
THE UNITED STATES PATENT AND TRADEMARK OFFICE

DATE: 3/30/2004

RE: Serial No.: 09/640,729
Docket No.: D99107

TO: Examiner: A. Hertwig
Art Unit: 2181
Fax Number: (703) 872-9306

FROM: Michael E. Schmitt, Reg. No. 36,921
Telephone: (408) 474 - 9065

TRANSMISSION INCLUDES: 4 Pages (including cover sheet)
Request for Continued Examination (RCE) Transmittal
Request for Reconstruction of Lost File... Petition to Revive - 2 pages

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8	
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office at the number listed above	
on 3/30/04	by Shannon Lester

PHILIPS ELECTRONICS NORTH AMERICA CORPORATION
Intellectual Property & Standards
1109 McKay Drive M/S-41SJ
San Jose, California 95131
Fax Number: (408) 474-9082

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/640729
Filing Date	8/17/2000
First Named Inventor	Hertwig, A.
Group Art Unit	2181
Examiner Name	R. Phan
Attorney Docket Number	D99107

This is a Request for Continued Examination (RCE) under 37 CFR §1.114 of the above-identified application. RCE practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on 9/3/2003
(Any unentered amendment(s) referred to above will be entered)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☐ Enclosed:
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____ (may not be a brief)

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months. (May not exceed 3 months; Fee required per 37 C.F.R. § 1.117(f))
- b. ☐ Other _____

3. Fees The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed.

- a. ☒ The Commissioner For Patents is hereby authorized to charge all required fees except the issue fee or credit any overpayments, to Deposit Account No. 14-1270.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print Type) Michael E. Schmitt, Reg. No. 36,921

Signature

Date

3/30/04

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office tel#: 703 872-9306 on the date below:

Name (Print Type) Shannon Lester

Signature

Date

3/30/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First-Named Inventor: Hertwig, A.
Application No.: 09/640729 Conf.: 4820
Date Filed: 08/17/2000

Docket No.: D99107
Art Unit: 2181
Examiner: R. Phan

Title: MEMORY SHARING ARRANGEMENT FOR AN INTEGRATED
MULTIPROCESSOR SYSTEM

REQUEST FOR RECONSTRUCTION OF LOST FILE AND PTO ACTION RELATING TO
APPLICANT'S RESPONSE AFTER FINAL AND

IN THE ALTERNATIVE

REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)

Commissioner for Patents
M/S Petitions
PO Box 1450
Arlington, VA 22313-1450

Sir:

Starting in December 2003, Applicant made various inquiries as to the status of the above case. In those inquiries, Applicant noted that a Response After Final had been filed on September 3, 2003, which date was within two months from the mailing date of the Final Office Action. As such, Applicant requested that an Advisory Action be provided by the Office.

At the end of January and the beginning of February, Applicant made another inquiry. In that inquiry, Applicant was informed that (a) Response After Final had been received, but that (b) the file was lost and (c) no Advisory Action was to be issued.

Because of these circumstances, Applicant requests the Office to (a) order reconstruction of the file, provided the file continues to be lost, (b) withdraw abandonment of the application, if the application is currently deemed to be abandoned, and (c) issue an appropriate Action relating to the Response After Final, including a period for reply appropriate to such Action.

IN THE ALTERNATIVE TO THE ABOVE

If the Office cannot grant the above request in full, and provided that the application is currently abandoned, Applicant petitions for revival of the application under 37 CFR 1.137(b) for unintentional abandonment.

In support of the petition to revive, Applicant submits:

1. PETITION FEE UNDER 37 CFR §1.17(m):
☒ Please charge the petition fee to Deposit Account 14-1270.
2. REPLY AND/OR FEE:
☒ The reply and/or fee to the above-noted Office Action:
☒ has been filed previously on September 3, 2003.
☒ is enclosed herewith.
3. TERMINAL DISCLAIMER WITH DISCLAIMER FEE:
☒ Since this application was filed after June 8, 1995, no terminal disclaimer is required.
4. STATEMENT:
☒ The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Due to the circumstances under which the application came to be abandoned, Applicant requests that, if this petition to revive is deemed necessary and is granted, the petition be granted without fee. However, if the petition is determined to require a fee that cannot be waived, please charge any fees which may be required in connection with this petition, or credit any overpayment, to Deposit Account No. 14-1270.

Date: March 29, 2004

Respectfully submitted,

By



Michael E. Schmitt, Reg. No. 36,921
Philips Electronics North America Corp.
1109 McKay Drive, M/S-41SJ, San Jose, CA 95131
(408) 474-9065

- Enclosures:
- ☒ Fee Payment
 - ☐ Reply
 - ☐ Terminal Disclaimer Form
 - ☐ Additional sheets containing statements establishing unintentional delay
 - ☒ Other: RCE

CERTIFICATE OF MAILING or TRANSMISSION

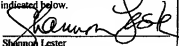
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to "Commissioner for Patents, PO Box 1450, Arlington, VA 22313-1450," or being facsimile transmitted to the USPTO, on the date indicated below.

(Date)

3/30/04

(Signature)

(Name)


Sherron Lester